

**Minutes for Used Motor Vehicle Dealers Division  
July 20, 2005**

**Minutes Approved at September 21, 2005 Meeting**

The Used Car Division of the Georgia State Board of Registration of Used Motor Vehicle Dealers and Used Motor Vehicle Parts Dealers met on July 20, 2005 at 237 Coliseum Drive, Macon, Georgia, and held its regular meeting. Diana Waldrop, Chairperson, called the meeting to order at 10:05 AM.

A quorum was established with the following board members present being: Diana Waldrop, Chairperson; Donny Riner, Cognizant Board Member; Jack Gantz, Board Member; Phil Nowicki with the Governor's Office of Consumer Affairs; Jeff Wilkinson, Board Member and newly appointed Board Member, Michael Bradley.

Others present were: Steve Lindsey, Executive Director; Ajay Gohil, Board Attorney, Kathleen O'Neal, Director of Administrative Procedures; and Kathy Bradley, Board Secretary.

Visitors were: Carrie Teegardin, Staff Writer and Levette Bagwell, Photo Journalist with The Atlanta Journal Constitution.

Members of the Used Car Division extended a warm welcome to Mr. Michael Bradley, newly appointed to serve as the Pawnbroker Representative.

Approval of Minutes: Mr. Riner moved to approve the Minutes of the May 18, 2005 Meeting. Mr. Wilkinson seconded the motion. Motion carried.

Approval of Agenda: Mr. Wilkinson moved to adopt the Agenda for today's July 20, 2005 Meeting. Mr. Gantz seconded the motion. Motion carried.

**Executive Session:**

Mr. Riner moved to enter into Executive Session to deliberate on applications, complaint matters, and to receive information on the Attorney General Report.

Mr. Wilkinson seconded the motion. Ms. Waldrop, Mr. Gantz, Mr. Bradley, and Mr. Nowicki carried the motion.

**Attorney General Report:**

Mr. Ajay Gohil, Board Attorney, presented cases to the Board.

**Applications:**

Mr. Steve Lindsey, Executive Director, presented a list of all applications that had been reviewed and licenses issued since the last board meeting.

**Complaints:**

Mr. Donny Riner, Cognizant Board Member, presented cases to the Board.

**Investigative Reports:**

Ken Woods, Area Supervisor, presented cases to the Board.

**Appointments:**

License holders appeared to appeal their inspection fines.

Mr. Willie Elder with Elder Used Cars withdrew his request for a hearing with the Board.

**Open Session:**

Diana Waldrop, Chair, declared Open Session.

**Investigative Reports:**

Mr. Wilkinson made a motion to close case UMVD030068.

Mr. Nowicki seconded the motion. Motion carried.

**Attorney General's Report:**

Mr. Wilkinson made a motion to close UMVD040050.

Mr. Riner seconded the motion. Motion carried.

Mr. Wilkinson made a motion to close UMVD030272.

Mr. Riner seconded the motion. Motion carried.

Mr. Wilkinson made a motion to accept Consent Order with full payment and close the case on Flat Shoals Auto Sales.

Mr. Riner seconded the motion. Motion carried.

Mr. Wilkinson made a motion to accept Consent Order with full payment and close the case on C.U. Carfinders, Inc.

Mr. Riner seconded the motion. Motion carried.

Mr. Wilkinson made a motion to accept Consent Order with full payment and close the case on Middle GA Auto Investment.

Mr. Riner seconded the motion. Motion carried.

Mr. Wilkinson made a motion to close UMVD050042.

Mr. Riner seconded the motion. Motion carried.

Mr. Nowicki made a motion to accept Consent Order and partial payment for Car Deals Used Cars.

Mr. Wilkinson seconded the motion. Motion carried.

Mr. Gantz made a motion to close 3501010987.

Mr. Wilkinson seconded the motion. Motion carried.

Mr. Nowicki made a motion to accept Consent Order and full payment and close the case on Fairburn Auto Sales.

Mr. Wilkinson seconded the motion. Motion carried.

Mr. Nowicki made a motion to accept Consent Order and full payment and close the case on Auto World/Automotive Group Holding.

Mr. Wilkinson seconded the motion. Motion carried.

Mr. Nowicki made a motion to table 3501010894 until the next meeting.

Mr. Wilkinson seconded the motion. Motion carried.

Mr. Bradley made a motion to flag and close 3501000559.

Mr. Wilkinson seconded the motion. Motion carried.

Mr. Bradley made a motion to Accept Consent Order and full payment and close the case on V & V Auto Sales. Mr. Wilkinson seconded the motion. Motion carried.

Mr. Bradley made a motion to Accept Consent Order and full payment and close the case on Roswell Auto Brokers Inc. Mr. Wilkinson seconded the motion. Motion carried.

Mr. Bradley made a motion to Accept Consent Order and full payment and close the case on Century Car Corporation. Mr. Wilkinson seconded the motion. Motion carried.

### **Applications:**

Mr. Wilkinson made a motion to deny application for Chipana Auto Sales & Service.

Mr. Gantz seconded the motion. Motion carried.

Mr. Nowicki made a motion to approve application for Mesena Motors Inc.

Mr. Bradley seconded the motion. Motion carried.

Mr. Nowicki made a motion to deny application for Morgan Motor Co.

Mr. Bradley seconded the motion. The motion carried.

Mr. Riner made a motion to deny application for Southeastern Motor Cars LLC.

Mr. Wilkinson seconded the motion. The motion carried.

Mr. Bradley made a motion to send Vaughn Automotive Group to the Attorney General Office for licensure by consent Order with a \$100 fine for failure to notify the board within 30-days for a change in designee.

Mr. Gantz seconded the motion. The motion carried.

The following licenses were issued from May 18, 2005 to July 19, 2005.

Mr. Wilkinson made a motion to accept all licenses issued.

Mr. Nowicki seconded the motion. Motion carried.

<b><u>License #</u></b>	<b><u>Name of Business</u></b>
UCAR035907	Roberson Liquidation Center
UCAR035908	Roberson Liquidation Center
UCAR035909	Roberson Liquidation Center
UCAR035910	Hagos Auto Center
UCAR035911	Newnan Truck & Equipment
UCAR035912	Act2 Motors Inc
UCAR035913	Moore's Motors Inc
UCAR035914	K & C Auto Sales of Savannah Inc
UCAR035915	Marine & More, LLC
UCAR035916	North West Georgia Auto Sales & Auction
UCAR035917	Chicago Auto Collision
UCAR035918	Tab Auto Brokers, Inc
UCAR035919	MD Sales Inc
UCAR035920	Omars Auto Sales
UCAR035921	Kelani Auto
UCAR035922	H & J Auto Sales Inc
UCAR035923	Colex Auto Sales & Brokerage
UCAR035924	T.I.P.S Auto Broker
UCAR035925	Alex Auto International
UCAR035926	Gomi Autos Inc
UCAR035927	YJJ Used Auto Sales Inc
UCAR035928	Dixie Rides LLC
UCAR035929	Alm Motors
UCAR035930	Mobley Auto Inc
UCAR035931	Kenred Auto Sales
UCAR035932	Classic Auto Auction LLC
UCAR035933	Auto Trackers Autos
UCAR035934	Auto Store of Atlanta Inc
UCAR035935	Sunset Auto Sales & Classics
UCAR035936	AAB International Motors
UCAR035937	Atlanta RV
UCAR035938	Cash Express of Calhoun
UCAR035939	United Auto Rental & Sales Inc
UCAR035940	Real Deal Automobile Inc
UCAR035941	All American RV Sales Inc

UCAR035942	Chris Motors Auto Sales Inc
UCAR035943	Inga's Auto Sales
UCAR035944	AutoStar Finance Inc
UCAR035945	Auto Trade Direct LLC
UCAR035946	Basic Motor Sales
UCAR035947	Car Wise Inc
UCAR035948	Atlantic Auto Sales Inc
UCAR035949	Phenomenal Used Auto Sales
UCAR035950	A.T. Trade
UCAR035951	R & R Auto Sales
UCAR035952	The Auto Connector
UCAR035953	Auto Mart
UCAR035954	Providence Automotive
UCAR035955	Griffin Automotive Goup Inc
UCAR035956	Mark Bradley Auto Sales
UCAR035957	Sport & Luxury Auto Brokers Inc
UCAR035958	SFIM Auto Sales & Services
UCAR035959	Quality Auto Sales
UCAR035960	All Purpose Auto Sales Inc
UCAR035961	E Z Auto Title Pawn
UCAR035962	Cherokee Motor Company
UCAR035963	B & F Used Cars Inc
UCAR035964	Miller Auto Brokers
UCAR035965	CJM Auto Brokers
UCAR035966	RTN Auto Brokers LLC
UCAR035967	Stallion Inc
UCAR035968	DJ Auto Sales & Service
UCAR035969	20 East Auto Sales Inc
UCAR035970	True Preowned Specialties
UCAR035971	Benzo's Auto Brokers
UCAR035972	Sixty North Auto Sales LLC
UCAR035973	Scentry Auto Sales
UCAR035974	FX Motors Inc
UCAR035975	Best Buy Auto Sales LLC
UCAR035976	USA Auto Exporters
UCAR035977	Ideal Auto Sales
UCAR035978	Ghernata Motors Inc
UCAR035979	Southern Auto Used Cars
UCAR035980	Auto Technic
UCAR035981	Da Vinci Motors
UCAR035982	Brasil Auto Connection Inc
UCAR035983	A & B Autos Inc
UCAR035984	Ride Away Auto Inc
UCAR035985	C & C Auto Sales
UCAR035986	Hi Skills Car Selection
UCAR035987	Anthony's Auto World Inc
UCAR035988	ELK Motors
UCAR035989	Fresh Start Auto Sales
UCAR035990	T.I. Auto Sales
UCAR035991	Williams Used Cars
UCAR035992	Shed's Auto Sales
UCAR035993	Cambiautos LLC

UCAR035994	Image Imports Auto Brokerage Inc
UCAR035995	New Beginning Auto Sales
UCAR035996	Ragsdale Motorsports Inc
UCAR035997	Jordan Automotive Group LLC
UCAR035998	Superior Auto Trader Inc
UCAR035999	Cash Auto Sales LLC
UCAR036000	A+ Automotive Repair Service Inc
UCAR036001	Jordan Auto Sales Inc
UCAR036002	Premier Auto Sales of Valdosta LLC
UCAR036003	Rutherford Used Cars
UCAR036004	Classic Auto Brokers Inc
UCAR036005	Grande Auto Sales
UCAR036006	J J Contracting Services Inc
UCAR036007	MBM Auto Sales Inc
UCAR036008	D & M Auto Connection Inc
UCAR036009	Apex Autohaus LLC
UCAR036010	Tres Amigos Auto Sales LLC
UCAR036011	Express Car Rental & Sales LLC
UCAR036012	Classic Motors of Gray
UCAR036013	Manheim DRIVE
UCAR036014	Affordable Cars Inc
UCAR036015	JC Auto Brokers
UCAR036016	Mountain Max Auto Superstore, LLC
UCAR036017	Sammy's Cruisers
UCAR036018	National Auto Brokers Inc
UCAR036019	Rothcal Auto Brokers
UCAR036020	C & S Auto Sales & Rebuilders LLC
UCAR036021	Auction Express
UCAR036022	Synergy Motor Company Inc
UCAR036023	Car Solutions
UCAR036024	A.K. Auto Sales
UCAR036025	Winder Automax Inc
UCAR036026	2nd Gear Auto Brokers LLC
UCAR036027	Cole's Auto Sales LLC
UCAR036028	Discovery Auto Sale Inc
UCAR036029	Green Light Auto Land Inc
UCAR036030	Southside Auto Sales
UCAR036031	Duggan Motors

### **Complaints:**

Mr. Gantz made a motion to accept Orders Accepting Fine Monies and Settling Inspections and close case for One Stop Auto Sales.

Mr. Wilkinson seconded the motion. The motion carried.

Mr. Riner made a motion to reduce the Inspection Citation for Lari C Auto Sales LLC by the fine amount for failure to maintain a current surety bond, and accept Order Accepting Fine Monies and Settling Inspection Citation and close case.

Mr. Nowicki seconded the motion. Motion carried.

Mr. Bradley made a motion to accept the Voluntary C & D for Platinum Body Shop & Auto Repair Inc

Mr. Wilkinson seconded the motion. Motion carried.

Mr. Nowicki made a motion to accept the Voluntary C & D for 0-60.

Mr. Bradley seconded the motion. Motion carried.

Mr. Wilkinson made a motion to accept the Voluntary C & D for All In One Auto Sales.

Mr. Gantz seconded the motion. Motion carried.

Mr. Gantz made a motion to accept a Voluntary C & D for Ben Okeakpu dba Ikechuhwu & Sons Motor, Inc.

Mr. Bradley seconded the motion. Motion carried.

Mr. Wilkinson made a motion to accept a Voluntary C & D for Lagos Automotive.

Mr. Gantz seconded the motion. Motion carried

Mr. Nowicki made a motion to accept Orders Accepting Fine Monies and Settling Inspections and close case for Right Choice Auto Sales.

Mr. Wilkinson seconded the motion. The motion carried

Mr. Nowicki made a motion to accept Orders Accepting Fine Monies and Settling Inspections and close case for On Time Auto Sales Inc.

Mr. Gantz seconded the motion. The motion carried.

The Board tabled UMVD050107 pending court ruling.

Mr. Nowicki made a motion to send the following complaints to Inspections:

UMVD050410, UMVD050412, UMVD050414, UMVD050415, UMVD050416, UMVD050418, UMVD050419, UMVD050420, UMVD050422, UMVD050425, UMVD050431, UMVD050432, UMVD050433, UMVD050434, UMVD050435, UMVD050436, UMVD050437, UMVD060001, UMVD060002, UMVD060003, UMVD060005, UMVD060006, UMVD060008, UMVD060009, UMVD060010, UMVD060011, and UMVD060013

Mr. Wilkinson seconded the motion. Motion carried.

Mr. Wilkinson made a motion to send the following complaints to Inspections:

UMVD050428, UMVD050429, and UMVD050385.

Mr. Nowicki seconded the motion. Motion carried.

Mr. Nowicki made a motion to send UMVD050409, UMVD050411, and UMVD050417 to Investigations.

Mr. Wilkinson seconded the motion. Motion carried.

Mr. Wilkinson made a motion to send UMVD050426 to Investigations.

Mr. Nowicki seconded the motion. Motion carried.

Mr. Bradley made a motion to close the following cases: UMVD050254, UMVD050423, UMVD050424, UMVD050413, and UMVD050382.

Mr. Wilkinson seconded the motion. Motion carried.

Mr. Wilkinson made a motion to close the following cases: UMVD050254, UMVD050284, UMVD050286, UMVD050315, UMVD050336, UMVD050347, UMVD050348, UMVD050364, UMVD050370, UMVD050413, UMVD050216, UMVD040069, UMVD040034, UMVD040270, UMVD050255, UMVD050259, UMVD050270, UMVD050334, UMVD050373, and UMVD050408.

Mr. Nowicki seconded the motion. Motion carried.

Mr. Wilkinson made a motion to send the following cases to the Attorney General's Office for Revocation: UMVD030151, UMVD030176, UMVD050202, UMVD050249, UMVD050288, UMVD050309, UMVD050310, UMVD050344, UMVD050346, UMVD050359, UMVD050293, and UMVD050402.

Mr. Nowicki seconded the motion. Motion carried.

Mr. Wilkinson made a motion to send the following cases to the Attorney General's Office for fine collection: UMVD050420, UMVD050234, UMVD050302, UMVD050232, UMVD050285, UMVD050312, UMVD050379, UMVD050302, UMVD060015.

Mr. Nowicki seconded the motion. Motion carried.

### **Other Business:**

Mr. Riner moved to post an amendment to rule 681-3-03 Supplemental License and Temporary Sites and approve the application for Temporary Site Permit.

Mr. Wilkinson seconded. Motion carried.

### **681-3-.03 Supplemental License and Temporary Sites.**

~~-(1)~~A supplemental license shall be required of a Georgia licensed used motor vehicle dealer for each car lot operated by or proposed to be operated by the Georgia licensee for any period to exceed ninety-six (96) consecutive hours, when such lot is not located immediately adjacent to the established place of business. Each and every lot operated or proposed to be operated by the Georgia licensee for any period to exceed ninety-six (96) consecutive hours, which is not located immediately adjacent to the licensee's established place of business, must have its own supplemental license, and no supplemental license shall extend to more than one lot.

(2)In order to be entitled to the issuance of a supplemental license, the licensee must hold a valid Georgia used car dealer's license and is required to provide the Division with an appropriate application and the following information:

1. the licensee's license number ;
2. photographs of the proposed location for the supplemental license ;



3. proof that a business license can be obtained from the municipality or county wherein lies the proposed location or proof that no such license is required.

(3)A used motor vehicle dealer may engage in the used car business at a temporary site for a period not to exceed ninety-six (96) consecutive hours in a 30-day period of time. Any licensed dealer who proposes to conduct a sale on a temporary site must submit a complete application for a temporary site sale permit with the Board at least 60 days prior to the proposed starting date of the temporary site sale. A complete application will include the appropriate fee as listed on the application, a copy of the written notice(s) required by this rule to be given to each purchaser of a vehicle at the temporary site sales, written documentation demonstrating that the dealer has complied with any licensing requirements applicable in the local jurisdiction in which the temporary site sale will occur, and a copy of a written agreement with the owner of the real property where this sale will occur. A separate application and fee must be submitted for every temporary site sale. The approved permit shall be forwarded to the licensed dealer prior to the proposed starting date of the sale. The dealer shall be required to post the approved permit in a conspicuous place at the temporary site sale. A used motor vehicle dealer may not operate at a temporary site more than three times in any one calendar year. The temporary site must be located within ~~two one counties~~ county of the county of the dealer's established place of business.

(a)For every sale conducted by a Georgia licensee, the licensee shall provide each consumer purchasing a used motor vehicle, at the sale, with the following information in writing:

1. the licensee's Georgia license number ;
2. the address and telephone number of each licensed location;
3. the name of the owner or contact person for the license;
4. the place where complaints can be communicated, if different from the licensed location(s);

~~(b)a copy of the written notice(s)required by this rule must be provided to the Division within three (3)business days after the sale.~~ Any disciplinary action which may be taken for a violation of this rule shall be in addition to any penalty which may be imposed by the other state or federal agency.

Mr. Gantz made a motion to deny the request from Carrie Teegardin, Staff Writer with the Atlanta Journal Constitution, for copies of certain applications and any other associated documents.

Mr. Bradley seconded the motion. The motion carried.

Mr. Riner made a motion to deny the request from Carrie Teegardin, Staff Writer with the Atlanta Journal Constitution, for review of certain investigative files. Mr. Wilkinson seconded the motion. The motion carried.

Mr. Wilkinson made a motion to deny application for F & B Auto Inc.

Mr. Nowicki seconded the motion. Motion carried.

Mr. Wilkinson made a motion to deny the second Change of Address request for Automobile Finders LLC.

Mr. Gantz seconded the motion. Motion carried.

Mr. Riner made a motion to uphold the Inspection Citation for Prime Auto Finance.

Mr. Wilkinson seconded the motion. Motion carried.

Mr. Riner made a motion to uphold the Inspection Citation for Hallmark Auto Sales

Mr. Wilkinson seconded the motion. Motion carried.

**Adjournment:**

There being no further business, the meeting adjourned at 2:30 PM